

# MINUTES FOR THE TRANSPORTATION COMMISSION MEETING

HELD IN THE ASSOCIATION OF OKLAHOMA GENERAL CONTRACTOR'S BUILDING  
OKLAHOMA CITY, OKLAHOMA

**DATE:** Monday, January 4, 2016  
**TIME:** 11:00 a.m.  
**PLACE:** Conference Room, AOGC Building

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BE IT REMEMBERED that on Monday the 4th day of January 4, 2016, at the hour of 11:00 a.m., the Transportation Commission met in the Conference Room of the Oklahoma General Contractor's Building in Oklahoma City, Oklahoma.

NOTICE of the schedule of regular meetings of the Oklahoma Department of Transportation for the calendar year 2016 having been given in writing to the Oklahoma Secretary of State, and public notice and agenda having been posted in a prominent public view at or before 11:00 a.m. on Thursday, December 31, 2015, prior to the meeting, on the Atrium Informational Monitor in the ODOT building, and on the glass doors on the north side of the ODOT Building in accordance with Oklahoma Open Meeting Act, 25 O.S. Section 311.

## ITEMS PRESENTED BY COMMISSION CHAIRMAN

**CALL TO ORDER:** Mr. David Burrage called the meeting to order at 11:00 a.m.

**ROLL CALL:**

<b>Present:</b>	John Fidler	Member
	David Burrage	Chairman
	Dan Overland	Member
	Greg Love	Member
	Todd Huckabay	Secretary
	Bobby Alexander	Member
	Brad Burgess	Vice Chairman
	Pete Regan	Member

**Absent:** None

**Presiding:** David Burrage

The following items were presented and approved as written at the Transportation Commission meeting of January 4, 2016. For those items amended, deferred, or rejected, those notations were also made. Action taken by the Commission is noted here on these sheets.

Commissioner Burrage called upon Secretary Ridley for an announcement.

Secretary Ridley announced that Tim Stewart, the Executive Director of Oklahoma Turnpike Authority will be retiring at the end of this month after 31 years. Mr. Stewart is accepting a similar position for the State of Colorado; he will be sorely missed, but we wish him well in this new venture. We are happy to announce that former Secretary of Transportation, Neal McCaleb has been appointed as the Interim OTA Executive Director.

Commissioner Burrage then called on Director Patterson for his announcements and presentations.

## **ANNOUNCEMENTS AND PRESENTATIONS**

### **Recognition of ODOT's partnership with the Oklahoma Highway Patrol to provide the Motorcycle Safety Education Program**

Director Patterson recognized Lt. Colonel J.D. Wilson from the Department of Public Safety.

Lt. Colonel Wilson issued a plaque to Director Patterson to recognize ODOT for its vital role as a partner in the State's Safety Education Program; which includes Motorcycle Safety Classes and "Share the Road" awareness events conducted statewide by OHP Troop MC. This program was created to help reduce the number of injuries and fatalities from motorcycle accidents in Oklahoma.

## **ITEM PRESENTED BY THE SECRETARY TO THE COMMISSION**

### **1. Approval of the Minutes of the Transportation Commission Meeting of December 7, 2015**

ACTION: Regan moved and Alexander seconded that the Minutes be approved as presented.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan  
NAYES: None  
ABSENT: None

## **CONSENT DOCKET PRESENTED BY COMMISSION CHAIRMAN**

### **2. Programming of Federal Railroad Crossing Safety Funds--Section 130 Title 23 Funds – Mr. Moody**

- a) Wagoner County – District I – a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms, and a 32' concrete crossing surface at 1<sup>st</sup> Street in Porter, with the Union Pacific Railroad
- b) Noble County - District IV - a rail safety corridor project which includes the installation of flashing light signals with gate arms at 35<sup>th</sup> Street, concrete crossing surfaces at 3 locations and the permanent closure of Elm Street in Perry, with the Burlington Northern Santa Fe Railway
- c) Grady County - District VII - a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms at Arapaho Street in Rush Springs, with the Union Pacific Railroad
- d) Grady County - District VII - a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms and a 32' concrete crossing surface at Harold Road north of Pocasset, with the Union Pacific Railroad
- e) Grady County - District VII - a signal/surface project which includes the installation of pedestal-mounted flashing light signals with gate arms and a 32' concrete crossing surface at Giles Road south of Pocasset, with the Union Pacific Railroad

### **3. Land Sales – Mr. Johnson**

- a) Muskogee County – District I – Land Sale – on the SE corner of the intersection of US Highway No. 69 and West 93<sup>rd</sup> Street South - \$798.00
- b) LeFlore County – District II – Land Sale – on the West side of the US Highway No. 59 and North of Polk Creek Road - \$2,683.00

- c) Kingfisher County – District IV – Sale of Access Rights – approximately 0.5 miles North of E/W on the West side of US Highway 81 in Kingfisher - \$3,575.00
- d) Oklahoma County – District IV – Land Sale – SW corner of SE 45<sup>th</sup> and S. High Avenue in Oklahoma City - \$282,000.00
- e) Jackson County – District V – Sale of Access Rights – along the North side of US-62, approximately 3.50 miles East of the City of Altus - \$2,715.00
- f) Cotton County – District VII – Land Sale – on the North side of US Highway No. 70 between Ash Street and Lawton Avenue within the Town of Devol - \$2,225.00
- g) Creek County – District VIII – Land Sale – NW corner of SH-66 and North Poplar Street in Sapulpa - \$38,750.00

**4. State Highway System Revision – Mr. Ooten**

This item is necessitated by the project agreement of December 6, 2010, between the State of Oklahoma and the City of Shawnee in Pottawatomie County. Project Number: J2-2908(005)(007)(008).

- Add SH 3E designation onto SH 18, beginning at McArthur Road in Shawnee and extending north 1.5 miles on Harrison Road to I-40 south.
- Add SH 3E designation onto I-40, beginning at Harrison Road in Shawnee and extending west 1 mile to Kickapoo Road connecting with existing SH 3E on I-40.
- Remove from the State Highway System a segment of SH 3E in Shawnee, beginning at I-40 and extending south 1.5 miles on Kickapoo Road to McArthur Road, thence east 1 mile to Harrison Road. A total of 2.5 miles removed from the State Highway System. This segment of SH 3E, including right-of-way determined by the Department, will be transferred to the local jurisdiction for further maintenance or abandonment. A Public Removal Hearing was held December 14, 2015, in compliance with state law.

ACTION: Overland moved and Fidler seconded that the Consent Docket be approved as presented.

MOTION: Carried by the following vote:

AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan

NAYES: None

ABSENT: Huckabay

**END OF CONSENT DOCKET**

**ITEMS PRESENTED BY DIRECTOR OF ENGINEERING – Mr. Tegeler**

**5. Engineering Contract Supplements**

- a) Statewide – All Districts – Phase II of the project to provide Americans with Disabilities Act (ADA) Evaluations statewide

EC-1367 – Supplement 4 – Kimley-Horn and Associates, Inc. - \$51,000.00

- b) Statewide – All Districts - to continue providing On-Demand LiDAR Mapping Studies

EC-1496 – Supplement 1 – Quantum Spatial, Inc. - \$500,000.00

- c) Cherokee County – District I - to perform additional engineering services to develop final construction plans for US-62 3.38 miles East of SH-82 Junction Northeast 2.6 miles

EC-1577 – Supplement 2 – Aguirre and Fields, LP - \$7,500.00

- d) Logan County – District IV - to perform additional engineering services to develop final construction plans for SH-74D over Rock Creek, 1.7 Miles West of SH-74

EC-1500J – Supplement 1 – Triad Design Group, Inc. - \$73,390.00

ACTION: Burgess moved and Regan seconded that the Items be approved as presented.

MOTION: Carried by the following vote:

AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan

NAYES: None

ABSENT: None

#### **ITEMS PRESENTED BY THE PROGRAMS DIVISION MANAGER – Mr. Adkins**

##### **6. Lettings**

- a) Final March 2016
- b) Tentative April 2016
- c) Tentative May 2016

ACTION: Fidler moved and Huckabay seconded that the Items be approved as presented.

MOTION: Carried by the following vote:

AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan

NAYES: None

ABSENT: None

#### **ITEMS PRESENTED BY ASSISTANT DIRECTOR OF OPERATIONS – Mr. Raymond**

##### **7. Change Orders with Cumulative Total of \$50,000.00 or Less – Information Only**

- a) Cleveland County - SH-9 - STP-114B(108)SS / 20266(07), \$16,124.16
- b) Comanche County - US-277 - STPY-116C(117)SS / 21717(04), \$14,429.20
- c) Comanche County - SH-7 - NHPP-021N(058)3P / 29185(04), \$13,199.94
- d) Creek County - Ct. St. - STP-119C(168)IG / 24605(04), \$25,358.90
- e) Creek County - SH-99 - HSIPG-219F(027)TR / 30851(04), \$27,229.10
- f) Grady County - SH-19 - STPY-226C(014) / 28038(04), \$296,700.08 Underrun
- g) Kingfisher County - SH-33 - SSP-137B(045)SS / 21856(04), \$9,108.95
- h) Leflore County - SH-112 - STP-240C(030)3P / 29725(04), \$4,884.00
- i) Leflore County - SH-112 - SSR-240C(033)SR / 31326(04), \$4,365.25
- j) Lincoln County - Co. Rd. - STP-241D(025)CI / 30019(04), \$596.49
- k) Logan County - SH-33 - NHPP-242N(036)RW / 21860(09), \$1,500.00
- l) Major County - US-412 - NHPPY-147N(148) / 17358(10), \$1,121.92
- m) Muskogee County - Co. Rd. - STP-151C(182)CI / 25420(04), \$8,505.00
- n) Muskogee County - US-69 - SBR-251N(028)SB / 29786(04), \$0.57 Underrun

- o) Okmulgee County - I-40 - NHPPI-4000-(005)SS / HSIPIG-0040-6(380)238TR / 27970(04), \$29,596.00 Underrun
- p) Sequoyah County - I-40 - SSR-168N(214)SR / 28277(05), \$44,005.50
- q) Stephens County – SH-7 - BRFY-169C(173) / 23125(07), \$15,418.55
- r) Stephens County - SH-7 - ERNHPP-269N(028)ER / 31705(04), \$5,695.75
- s) Tulsa County - SH-20 - STP-272C(105) / 30372(04), \$326.00

**8. Change Orders with Cumulative Total Greater than \$50,000.00**

- a) Atoka County - US-69 - NHPPY-203N(011) / HSIPG-203N(018)TR / 27449(05)#3, \$13,567.20
- b) Atoka County - US-69 - NHPPY-203N(011) / HSIPG-203N(018)TR / 27449(05)#4, \$900,000.00
- c) Beckham County - Ct. St. - STP-105B(084)UR / STP-105B(178)UR / 21321(04), \$59,401.15
- d) Beckham County - I-40B - SSR-105A(199)SR / 28136(04), \$161,093.02
- e) Bryan County - US-70 - NHPPY-207N(010)(011) / 18847(08), \$16,093.00
- f) Canadian County - I-40 - IMY-0040-4(436) / IMY-0040-4(435)138 / SBR-109N(182)SB / 24424(07), \$1,066,400.75
- g) Canadian County - I-40 - NHPPIY-4000-(002) / NHPPIY-4000-(003)SS / 26359(04), \$56,973.80
- h) Canadian County - SH-66 - STP-209C(027)3P / 29617(04), \$202,800.00
- i) Canadian County - Co. Rd. - ERSTP-209C(032)ER / 31689(04), \$7,388.20
- j) Cleveland County - Co. Rd. - STP-155B(655)AG / STP-114B(249)AG / 26803(04), \$9,538.11
- k) Comanche County - SH-115 - SSP-116C(114)SS / SSP-116C(195)SS / 21716(04), \$86,150.70
- l) Garfield County - SH-45 - SSP-124C(106)SS / 24162(04), \$15,173.95
- m) Grant County - SH-11 - STPY-127B(135)(136) / 24429(04), \$1,800.00
- n) Harmon County - Co. Rd. - CIRB-129C(039)RB / 24949(04), \$14,283.06
- o) Jefferson County - Co. Rd. - CIRB-134C(065)RB / 24971(04), \$49,225.50
- p) Love County - I-35 - SSP-243N(002)SS / 28584(07), \$2.21 Underrun
- q) Oklahoma County - Ct. St. - STP-255A(087)AG / 29309(04), \$55,953.72
- r) Oklahoma County - I-44 - SSP-4400(007)SS / 31623(04), \$912,500.00
- s) Okmulgee County - US-266 - SSP-156C(093)SS / 21738(04), \$97,269.00
- t) Osage County - Ct. St. - STP-157A(066)(067)IG / 22146(04), \$24,986.00
- u) Osage County - US-60 - NHPPY-257N(020)SS / 24287(04), \$144,638.66
- v) Pushmataha County - Co. Rd. - CIRB-264C(023)RB / 28636(04), \$75,634.61
- w) Tulsa County - I-244 - NHPPI-0244-2(502)SS / 27145(04), \$1,060,000.00
- x) Tulsa County - I-244 - IMY-244-2(500)014 / IMY-244-2(499)011 / 27146(04), \$59,481.71
- y) Tulsa County - I-244 - SBR-172N(518)SB / 28263(04), \$484.79
- z) Tulsa County - SH-11 - E-SAP-272B(120) / 31563(04), \$1,186.37

ACTION: Love moved and Alexander seconded that the Items be approved as presented.  
 MOTION: Carried by the following vote:  
 AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan  
 NAYES: None  
 ABSENT: None

**ITEM PRESENTED BY THE OFFICE ENGINEER – Mr. Delce**

**9. Awards**

December 10, 2015 – Emergency Letting

**Information Only:** No Commission action required

**ITEM PRESENTED BY THE DIRECTOR OF FINANCE & ADMINISTRATION – Mr. Hulin**

**10. Fiscal Year 2016 Budget Revision**

- a) Request to reallocate \$3,890,593 in savings from the 10% Reduction Plan per Executive Order 2015-46 to highway maintenance.
- b) Request to reduce Capital Projects from the ROADS Fund by \$13,201,957.68, as required by Title 69, Section 1521, resulting from the State's current year revenue failure.

ACTION: Fidler moved and Huckabay seconded that the Items be approved as presented.

MOTION: Carried by the following vote:

AYES: Fidler, Burrage, Overland, Love, Huckabay, Alexander, Burgess and Regan

NAYES: None

ABSENT: None

**ITEM PRESENTED BY THE DIRECTOR – Mr. Patterson**

**11. Director's Report**

Director Patterson updated the Commissioners about last month's Declaration of Emergency Repair Project for the bridge at I-40 and Rockwell in Oklahoma City. The emergency letting was done on December 10<sup>th</sup> and the bridge has been repaired and opened back up to traffic on December 15<sup>th</sup> at 3:30 a.m.

Director Patterson discussed Item No. 10 that Russell Hulin had presented for Budget Revisions. The first part talks about a 10% reduction in our non-essential budget here at ODOT. It was very difficult to find non-essential things, but we went through that effort and decided to increase our Maintenance Budget. If you remember, a few months ago I reported to you that we would not decrease our Maintenance Budget, and if anything we would increase the budget. He thanked the Commissioners for approving the increase to the Maintenance Budget. About 2-3 months ago we did a similar thing with our Asset Preservation Program where we increased that budget as well. That was not only in anticipation of this winter's activities, but still a result of what happened last year with the freeze/thaw cycle and the spring rain/floods that caused a lot of our surfaces to become deteriorated much more rapidly than we had anticipated. So going forward we will continue to look for ways to increase our maintenance budget and increase our asset preservation simply because as winter continues the cycle of repeated freezing and thawing will cause additional stress to highway pavements, resulting in more surface damage and potholes. I believe we have approximately 5 highways still closed due to high water from the recent rains. Once the flood waters recede, ODOT crews will assess the damage and determine the extent of repairs needed. He stated that ODOT spent \$1.6 million dollars working storm related activities in December alone, that's not counting what still needs to be repaired.

On part b) of Mr. Hulin's Item we see that the budget shortfall will cut ODOT's budget by \$13.2 million dollars. Like I said before we will not reduce Maintenance or Asset Preservation, if anything we will have to increase those items to try and stay ahead of the curve. So the only effect that potentially may happen would be to the 8 Year Plan and only time will tell if we have to reduce our 8 Year Plan in the coming months. As Secretary Doerflinger manages the revenue failure he will have to make a decision did he take too much, did he not take enough, he will just have to wait and see as the tax receipts come in during the year. Thanks for letting us increase our Maintenance and Asset Preservation Budgets; the Division Engineers will take that money and do good things with it.

**NOTE:** Secretary Ridley commended Director Patterson on the way he was handling the budget shortfall. He said you're doing exactly what you told us you would do; that you would decrease the construction budget and increase the Maintenance Budget to keep the transportation system from getting any worse, and we appreciate that.

Director Patterson announced that John Bowman, our Director of Capital Programs is retiring at the end of January. John has been a key member of our Senior Staff for over 2 years; he brought a great deal of experience with him, i.e., the EIT Program, managing the Crosstown and realignment of I-40 here in Oklahoma City, and the sale of the Rail Lines transactions. John has always been there to help me through any of these issues, he stated, "Thanks John and we will miss you".

Mr. Bowman said several years ago he was offered to come to Oklahoma for a job and what I found here though was not a job; I found a career with ODOT. I expected to have co-workers when I got here, but what I really found was friends. That's what makes it bittersweet for me to retire, however because of the friendships that I have made and the family I found here in Oklahoma I'm not going far. I'm going to be staying within the community and I'm going to be staying within the industry; so hopefully God willing I will be on the other side of this podium for the next Commission Meeting. Just want to say thanks for this opportunity, and thanks to my friends and co-workers for allowing me to help you deliver a good transportation system here in Oklahoma.

**NOTE:** Secretary Ridley commented that John Bowman had the difficult job of dealing with me during the building of the Crosstown Expressway. Just wanted to let you know how much we appreciate you and all the work that you did on the Crosstown. It was a very difficult job, had so many problems and so many different facet of issues, but you did a great job. You will do great wherever you're at, because you did great here and we will always consider you a great friend.

Director Patterson announced the promotion of long-time ODOT Engineer, Dawn Sullivan to the position of Director of Capital Programs. Ms. Sullivan joined the agency back in 1988 and was most recently the Environmental Programs Division Engineer. She joins the agency's Senior Staff and succeeds John Bowman who is retiring.

Dawn Sullivan said that she is truly honored and humbled to get to serve the agency in this capacity; and I'm looking forward to the opportunities and challenges ahead; thank you very much.

Director Patterson thanked the AOGC folks for allowing us to use their building for this meeting, while our Commission Room at ODOT is being renovated.

**Director Patterson reminded everyone that the Commission Meeting next month will be held on February 8, 2016 at 11:00 a.m. in the Commission Room at the ODOT Building.**

**Information Only:** No Commission action required.

## **ITEM PRESENTED BY COMMISSION CHAIRMAN**

### **12. Adjournment Motion**

ACTION: Burgess moved and Regan seconded that the Meeting be adjourned.  
MOTION: Carried by the following vote:  
AYES: Fidler, Burrage, Love, Huckabay, Alexander and Burgess  
NAYES: None  
ABSENT: Huckabay

**Meeting adjourned at 11:32 a.m.**

Approval of the Minutes of the Transportation Commission Meeting of January 4, 2016.

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David Burrage – Chairman

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Brad Burgess – Vice Chairman